

COUNCIL PROCEEDINGS  
CROSSLAKE, MINNESOTA  
REGULAR SESSION - May 13, 1985

The City Council of Crosslake, Minnesota met in a regular session on May 13, 1985 in the Council Room of the Municipal Building. The following members were present: Mayor August Mezzenga, Councilmen Robert Allen, Tom Douglas, Orval Nelson and Oliver Yates. There were approximately 20 people from the community present.

- I. Mayor Mezzenga called the meeting to order at 7:30 p.m.
- II. CONSENT CALENDAR - Minutes of the April 8, 1985 meeting were corrected by changing Motion No. 4R-13-85 to read that Councilman Nelson made the motion to adjourn, not Mayor Mezzenga; minutes of April 15, 1985 special session; Clerk/-Treasurers financial report for April and the Telephone Co. financial report for April.

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MOTION NO. 5R-01-85 WAS MADE BY COUNCILMAN NELSON TO APPROVE ALL ITEMS ON THE CONSENT CALENDAR WITH THE CORRECTION OF THE WORDING IN THE MOTION TO ADJOURN THE APRIL 8 MEETING. MOTION WAS SECONDED BY COUNCILMAN DOUGLAS AND PASSED UNANIMOUSLY.

- III. A. Duane A. Blanck, Crow Wing County Highway Engineer regarding Project SAP 18-637-01. (Highway 36 to County Road #3 by way of new bridge).

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Mr. Blanck spoke briefly on the construction now taking place on County Road No. 6 on the North side of Crosslake. He said they would keep the highway open for businesses and emergency use but people could expect delays from time to time.

Mr. Blanck said the bridge on the South side of Crosslake by the Federal Dam will probably be started after Labor Day this year. It will look just like the bridge over the Daggett Channel but will be slightly shorter. It will have 24 feet of driving surface connecting the bridge and 8 foot shoulders. They would hope to have it open by the middle of Spring 1986 or at least by July 4, 1986. He said we do not have the traffic here to force any deadlines or bonuses for meeting deadlines but they will do their best because they realize it is hard on business establishments. It seems we have had construction 3 years out of 4 but we are getting it done for few tax payers dollars at the local level and we will have good roads when the construction is all done.

There was a question raised from the audience regarding the repaving of County Road No. 16 west of West Shore Drive. Mr. Blanck said possibly in 1987 or 1988 but there is a moratorium at the County level on road construction and only patching is being done at the present time.

There was also a question from the floor regarding the possibility of the City getting some road work done at a savings now since the trucks and equipment are working and hauling in the area. Mr. Blanck said that would be a possibility.

Mr. Blanck proposed two resolutions for Council action. MOTION NO. 5R-02-85 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN DOUGLAS, TO REQUIRE THAT PARKING OF ALL VEHICLES WITHIN THE CORPORATE LIMITS ON HIGHWAY NO. 3 BE PARALLEL WITH THE CURB IN ACCORDANCE WITH THE STATE AID STANDARDS. MOTION PASSED UNANIMOUSLY.

MOTION NO. 5R-03-85 WAS MADE BY COUNCILMAN ALLEN, SECONDED BY COUNCILMAN YATES TO APPROVE ALL SAID PLANS FOR PROJECT NUMBERS S.A.P. 18-636-06 (CSAH-36), S.A.P. 18-637-01 (CSAH-37) AND S.A.P. 18-603-10 (CSAH-3). MOTION PASSED UNANIMOUSLY.

Mayor Mezzenga thanked Mr. Blanck for his presentation.

III. B. Don Coulter, Surveyor - Ox Lake Landing Preliminary Plat  
(Re-approval necessary due to time delay.)

Mr. Coulter said the preliminary plat was approved by the City Council in December of 1981 but due to a Torrens proceeding which took 3 years he wanted reapproval. All lots and roads meet requirements of the City. Mr. Coulter said he realized there is a moratorium on City roads until July but he still needed approval on the Plat. MOTION NO. 5R-04-85 WAS MADE BY COUNCILMAN ALLEN, SECONDED BY COUNCILMAN NELSON, TO APPROVE THE OX LAKE PRELIMINARY PLAT. MOTION PASSED UNANIMOUSLY.

III. C. Dean Eggena - Pull-tab license approval for Lion's Club.

MOTION NO. 5R-05-85 WAS MADE BY COUNCILMAN NELSON TO APPROVE A PULL-TAB LICENSE FOR THE LION'S CLUB CONTINGENT UPON A RULING BY STEVE RATHKE'S OFFICE AND THE STATE GAMBLING BOARD THAT IT CAN BE LICENSED AT THE LOCAL LEVEL. MOTION WAS SECONDED BY COUNCILMAN DOUGLAS AND PASSED UNANIMOUSLY.

III. D. Approval of Annual Audit for 1984 from the office of Donald Engen, C.P.A.

Mr. Engen went through the Audit for the benefit of the Council. He also had two suggestions. One was to have someone go through the complete insurance package for the City and two was that the City has some Revenue Sharing dollars that must be spent before October 1985 or we will lose them. MOTION NO. 5R-05-85 WAS MADE BY COUNCILMAN NELSON, SECONDED BY COUNCILMAN ALLEN, TO APPROVE THE 1984 ANNUAL AUDIT AS PREPARED. MOTION PASSED UNANIMOUSLY.

IV. A. Sunday liquor license for Andy's Cafe

MOTION NO. 5R-07-85 WAS MADE BY COUNCILMAN NELSON TO APPROVE SUNDAY LIQUOR LICENSING FOR THE REMAINDER OF THIS LICENSING PERIOD (JUNE 30, 1985). MOTION WAS SECONDED BY COUNCILMAN DOUGLAS AND PASSED UNANIMOUSLY.

**RESOLUTION**

WHEREAS, the County of Crow Wing has submitted to the Commissioner of Transportation the plans and specifications for the improvement of County State Aid Highway No.3 in the City of Crosslake.

WHEREAS, state-aid funds will be expended on the improvement of this highway, and

WHEREAS, the approved state-aid standards as applicable to this project limit and restrict all parking to that which is parallel with the curb.

NOW, THEN, BE IT RESOLVED that said City of Crosslake shall require that parking of all vehicles within the corporate limits on this County State-Aid Highway be parallel with the curb in accordance with the State-Aid Standards.

Dated May 13, 1985

*August S. [Signature]*  
Mayor

Attest *Arlene A. Buchite*  
Clerk

State of Minnesota )  
County of Crow Wing ) ss  
City of Crosslake )

I do hereby certify that the foregoing Resolution is a true and correct copy of a resolution presented to and adopted by the Council of the City of Crosslake, Minnesota at a duly authorized meeting thereof held on the 13<sup>th</sup> day of May, 1985, as shown by the minutes of said meeting in my possession.

*Arlene A. Buchite*  
City Clerk

RESOLUTION

WHEREAS, plans for Project Numbers S.A.P. 18-636-06 (CSAH-36), S.A.P. 18-637-01 (CSAH-37) and S.A.P. 18-603-10 (CSAH-3) showing proposed alignment, profiles, grades and cross-sections for the construction, reconstruction or improvement of County State-Aid Highway Numbers 36, 37 and 3 within the limits of the City as a State Aid Project have been prepare and presented to the City.

NOW, THEREFORE, BE IT RESOLVED that said plans be in all things approved.

Dated this 13<sup>th</sup>, day of May, 19 85

CERTIFICATION

State of Minnesota )  
County of Crow Wing )  
City of Crosslake )

I herby certify that the foregoing Resolution is a true and correct copy of a resolution presented to and adopted by the City Council of Crosslake at a meeting thereof held in the City of Crosslake, Minnesota, on the 13<sup>th</sup> day of May, 19 85, as disclosed by the records of said City in my possession.

Arlene A. Buchite  
City Clerk

IV. B. Add Skarry's Pizza dento 3.2 beer licensees, Moonlight Bay to liquor licensees, and Andy's Cafe to Sunday licensees under Resolution passed by Motion No. 4R-03-85.

MOTION NO. 5R-08-85 WAS MADE BY COUNCILMAN DOUGLAS AND SECONDED BY COUNCILMAN YATES, TO APPROVE THE ADDITION OF SKARRY'S PIZZA DEN TO THE 3.2 BEER LICENSEES, MOONLIGHT BAY TO THE LIQUOR LICENSEES AND ANDY'S CAFE TO THE SUNDAY LIQUOR LICENSEES. MOTION PASSED UNANIMOUSLY.

IV. C. Approve bills for Workmans Compensation Insurance and Annual Audit.

MOTION NO. 5R-09-85 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCIL NELSON TO APPROVE AND PAY THE BILLS FOR: ANNUAL AUDIT AT \$2,075; WORKMAN'S COMPENSATION INSURANCE FOR 1985-86 FOR \$4,950; WORKMAN'S COMPENSATION AUDIT FOR 1984-85 AT \$218; AND STEGNER-HENDRICKSON ARCHITECTS BILL FOR WORK DONE TO DATE FOR \$2,000. MOTION PASSED UNANIMOUSLY.

#### V. Mayor's Report

Mayor Mezzenga proclaimed May 18 through 25 as official Poppy Week in Crosslake.

Mayor Mezzenga stated that there would be an informational meeting presented by R.E.A. on dual fuel, off-peak heating and fuel assistance at the Community Center on May 16 at 7 p.m.

An Ad-Hoc Committee to check available methods of financing roads and remodeling was appointed by Mayor Mezzenga. The appointees are Orval Nelson, Don Engen, Tony Mayer, Walt Kocon, Judy Cotton and August Mezzenga.

Mayor Mezzenga stated the Commissions were advisory groups and should not be involved in signing purchase orders for payment, etc. He said the Council has that responsibility. In order to relieve the situation he appointed Council liaison as follows: Roads, Councilman Yates; Parks and Cemetery, Councilman Douglas; Planning and Zoning, Councilman Allen; Personnel, Councilman Nelson; and Public Safety and Telephone, Mayor Mezzenga.

Mayor Mezzenga again reiterated that the Ordinance on Commissions says the Mayor makes all appointments. He would like two or three names for vacancies and will appoint from those names as he sees fit or will ask for more names.

#### VI. A. Building

Nothing

#### VI. B. Cemetery

Councilman Douglas shared a copy of a letter he had received from a lady who wanted to place a monument on her Mother's grave. It

was decided we would go along with the Rules and Regulations of the Pinewood Cemetery as printed in 1972. Councilman Douglas said he would be writing a letter to the local clergy as well as the funeral homes and include a copy of the Rules. He also said a copy of the Rules would be sent along with the deeds for any lots purchased.

VI. C. Funding and Future Development  
Nothing

VI. D. Park

Bill Heisserer, Chairman of the Park Commission reported that the sprinkler system is almost completed and that planting of flowers shrubs and trees has begun. He said the Park Board is checking into some playground equipment and will probably contact the Lion's Club for financial assistance.

Mr. Heisserer said there will only be need for one rink by the Hockey association next year and that they hoped to keep the other rink available for open skating.

VI. E. Personnel

MOTION NO. 5R-10.85 WAS MADE BY COUNCILMAN NELSON TO ACCEPT ARLENE BUCHITE AS CITY CLERK AT \$6.25 PER HOUR RETROACTIVE TO MAY 1, 1985. MOTION WAS SECONDED BY COUNCILMAN YATES AND PASSED UNANIMOUSLY.

Mayor Mezzenga and the entire Council thanked Diana Gallaway for her dedicated service to the City. MOTION NO. 5R-11-85 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN YATES, TO HIRE DIANA GALLAWAY AS NEEDED AT THE SAME WAGE (\$6.79) AS SHE WAS MAKING AS CITY CLERK. MOTION PASSED UNANIMOUSLY

VI. F. Planning and Zoning

1. a. Re-written Ordinance No. 6, Third Series was read by Planning and Zoning Coordinator Marlowe Kingstedt. MOTION NO. 5R-13-85 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN YATES TO ACCEPT ORDINANCE NO. 6, THIRD SERIES AS REVISED MAY 13, 1985. MOTION PASSED UNANIMOUSLY.

1. b. Re-written Ordinance No. 7, Third Series was read by Planning and Zoning Coordinator Marlowe Kingstedt. MOTION NO. 5R-12-85 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN DOUGLAS, TO ACCEPT ORDINANCE NO. 7 THIRD SERIES AS REVISED MAY 13, 1985. MOTION PASSED UNANIMOUSLY.

Coordinator Kingstedt presented the Council with copies of a map showing the proposed site for a 12,000 to 18,000 gallon propane tank Robert Garrin would like to install. The land is DNR property and Mr. Garrin could obtain a lease for it. Discussion ensued with Dean Eggena suggesting he would sell Mr. Garrin a piece of land he has that is zoned industrial. Mr. Garrin said he felt he would

No. 18 1/2 -Oath of City Officer

W. S. BODTH

**State of Minnesota,**

County of Crow Wing

City of Crosslake

} ss.

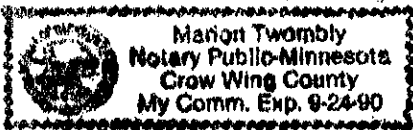
I, Arlene A. Buchite, do solemnly swear  
that I will support the Constitution of the United States and of the  
State of Minnesota, and faithfully discharge the duties of the office of City Clerk  
of the City of Crosslake in the County of Crow Wing  
and State of Minnesota, to the best of my judgment and ability. So help me God.

Subscribed and sworn to before me this

13<sup>th</sup> day of May, 1985

Marion Twombly  
NOTARY PUBLIC

Arlene A Buchite



# Corporate Authorization Resolution

**This is to Certify:** That at a meeting of the Board of Directors of the .....  
CITY OF CROSSLAKE ....., Inc.

....., duly called and held ..... May 13 ....., 19 85...  
at which a quorum of said Board was present, the following resolution was adopted:

**Resolved** that the transfer or withdrawal of funds of this company on deposit with .....  
LAKELAND STATE BANK .....

whether by check or otherwise, shall be signed by any ..... two ..... of the following officers:  
..... August Mezzenga....., Pres., ..... Orval Nelson....., Vice Pres.,  
..... Arlene A. Buchite....., Secy. .... Arlene A. Buchite..... Treas.;

and countersigned by ..... ;  
And that the following officers..... August Mezzenga....., Pres.,  
..... Orval Nelson....., Vice Pres..... Arlene A. Buchite....., Secy..  
..... Arlene A. Buchite....., Treas., or any ..... two ..... of them are  
hereby authorized for and on behalf of this corporation, to borrow money of .....

..... and to sign, execute and deliver the notes of this corporation therefore in such amounts, for such times,  
such rate of interest and upon such terms as ..... they ..... may see fit and  
..... do ..... hereby authorize to pledge to said bank the bills receivable, stock, bonds, or  
other property of this corporation as security for any money so borrowed, and to offer the bills receivable  
of this corporation to said bank for re-discount.

**And be it further resolved,** that the said .....  
CITY OF CROSSLAKE ..... is hereby

authorized and directed to honor and pay any checks so drawn as above set forth, whether such checks  
be payable to the order of any officer signing or countersigning said checks, or any of said officers in their  
individual capacities or not, and whether such checks are deposited to the individual credit of the officers  
signing or countersigning said checks or to the individual credit of any of the other officers or not.

.....  
.....  
.....  
.....

*August Mezzenga*  
*Arlene A. Buchite*  
*Orval Nelson*

IN WITNESS WHEREOF I have hereunto affixed my name as Secretary and have caused the cor-  
porate seal of the said corporation to be hereto affixed this ..... 13<sup>th</sup> ..... day of ..... May ..... 1985.

Imprint Seal  
Here

.....  
*Arlene A. Buchite*  
.....  
Secretary.



# Corporate Authorization Resolution

**This is to Certify:** That at a meeting of the Board of Directors of the .....  
CITY OF CROSSLAKE ..... , Inc.

....., duly called and held ..... May 13 ..... 19.85..  
at which a quorum of said Board was present, the following resolution was adopted:

**Resolved** that the transfer or withdrawal of funds of this company on deposit with .....  
BRAINERD NATIONAL BANK .....

whether by check or otherwise, shall be signed by any ..... two ..... of the following officers:  
August Mezzenga ..... Pres., Orval Nelson ..... Vice Pres.,  
Arlene A. Buchite ..... Secy. Arlene A. Buchite ..... Treas. ;  
and countersigned by .....

And that the following officers..... August Mezzenga ..... Pres.,  
Orval Nelson ..... Vice Pres..... Arlene A. Buchite ..... Secy..  
Arlene A. Buchite ..... Treas., on any ..... two ..... of them are

hereby authorized for and on behalf of this corporation, to borrow money of .....  
and to sign, execute and deliver the notes of this corporation therefore in such amounts, for such times,  
such rate of interest and upon such terms as ..... they ..... may see fit and  
do ..... hereby authorize to pledge to said bank the bills receivable, stock, bonds, or  
other property of this corporation as security for any money so borrowed, and to offer the bills receivable  
of this corporation to said bank for re-discount.

**And be it further resolved,** that the said .....

CITY OF CROSSLAKE ..... is hereby  
authorized and directed to honor and pay any checks so drawn as above set forth, whether such checks  
be payable to the order of any officer signing or countersigning said checks, or any of said officers in their  
individual capacities or not, and whether such checks are deposited to the individual credit of the officers  
signing or countersigning said checks or to the individual credit of any of the other officers or not.

*August Mezzenga*  
*Arlene A. Buchite*  
*Orval Nelson*

IN WITNESS WHEREOF I have hereunto affixed my name as Secretary and have caused the cor-  
porate seal of the said corporation to be hereto affixed this ... 13<sup>th</sup> ... day of ... May ... 19.85..

Imprint Seal  
Here

..... Arlene A. Buchite .....  
Secretary.

have trucking difficulties that far off the main highway. Coordinator Kingstedt said he felt a Conditional Use Permit would keep the City in control of the property and if there were any problems the permit could be cancelled. COUNCILMAN DOUGLAS MADE A MOTION TO ISSUE MR. GARRIN A CONDITIONAL USE PERMIT. MOTION DIED FOR LACK OF A SECOND. Councilman Douglas said he would like to encourage businesses in our city,

MOTION NO. 5R-14-85 WAS MADE BY COUNCILMAN NELSON TO HAVE MR. GARRIN EXPLORE THE FEASIBILITY OF LOCATING IN THE INDUSTRIAL AREA. THE MOTION WAS SECONDED BY COUNCILMAN ALLEN. VOTING IN FAVOR OF SAID MOTION WAS NELSON, ALLEN AND YATES. OPPOSED WAS DOUGLAS. MOTION CARRIED.

VI. F. 3. Coordinator Kingstedt asked the Council if it was their desire for him to pursue the collection of a fee for off-site signs. The fee now is set at \$30 a year and Kingstedt is proposing to change it to \$50 for a 5 year permit. Crow Wing County charge is a one time charge of \$70. The Council asked that this proposal go back to the Planning and Zoning Commission for further study.

VI. F. 4. No action was taken on proposed Planning and Zoning commission member Don Thomas.

VI. F. 5. MOTION NO. 5R-15-85 WAS MADE BY COUNCILMAN ALLEN TO ACCEPT THE RESOLUTION TO ALLOW THE PLANNING AND ZONING COORDINATOR TO ISSUE COMMERCIAL ZONING PERMITS IF ALL REQUIRED CRITERIA IS MET. COUNCILMAN YATES SECONDED THE MOTION AND MOTION PASSED UNANIMOUSLY. This motion does not have anything to do with industrial permits.

VI. G. Public Safety

MOTION NO. 5R-16-85 WAS MADE BY COUNCILMAN ALLEN AND SECONDED BY COUNCILMAN DOUGLAS TO APPROVE THE CHANGES IN THE BY-LAWS OF THE FIREMEN'S RELIEF ASSOCIATION. MOTION PASSED UNANIMOUSLY.

VI. H. Roads

1. Mayor Mezzenga said the Council could not accept Kurt Anderson as Chairman of the Road Commission because he is a new member of the Commission and the Ordinance governing commissions states a Chairman must have served a year before he can be appointed Chairman.

Mr. Walter Kocon said he was the Chairman of the Road Commission and had permission from the City Council as well as the Road Commission to be on leave of absence until April 29, 1985 and that he was not informed of the meeting of April 23. He said he felt the meeting was a closed meeting and therefore illegal. It was the concensus of the Council to declare it was not a meeting and therefore not to take any action on the items presented to the City Clerk and placed on the Council Agenda. Mayor

ORDINANCE NO. 7, THIRD SERIES

AN ORDINANCE OF THE CITY OF CROSSLAKE, MINNESOTA, AMENDING CITY CODE CHAPTER 8 ENTITLED "LAND USE REGULATIONS (ZONING)" BY CHANGING TITLE OF PERSON AUTHORIZED TO DO CERTAIN REQUIREMENTS FOR VARIANCE PERMITS; AND, BY ADOPTING BY REFERENCE, CITY CODE CHAPTER 1 AND SECTION 8.99 WHICH, AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS.

THE CITY COUNCIL FOR THE CITY OF CROSSLAKE ORDAINS:

Section 1. Crosslake City Code Sec. 8.70 entitled "Administration" is hereby amended by changing Subparagraph B of Subd. 3 entitled "Variances", to read:

Subd. 3. Variances.

B. Procedure for Variation.

1. Requests for a variance or appeal shall be filed with the Planning and Zoning Coordinator on an official application form. Such application shall be accompanied by a fee as established by Council resolution. Such application shall also be accompanied by detailed written and graphic materials necessary for the explanation of the request.

2. Upon receiving said application, the Planning and Zoning Coordinator shall refer the application, along with all related information to the Planning Commission for consideration.

3. The Planning Commission shall consider the variance at its next regular meeting unless the filing date falls within fifteen (15) days of said meeting in which case the request should be placed on the agenda and considered at the regular meeting following.

4. When an application for a variance permit is filed with the Planning and Zoning Coordinator, he or she shall then cause to be published in the legal newspaper for the City, a notice of the hearing for such application; such application shall be not more than two (2) weeks nor less than ten (10) days before the hearing time set by the Zoning Coordinator for a meeting of and scheduled by the Board of Adjustment. The published notice, which may be combined for several variance applications shall state the time, date, and place of the hearing, the legal description of the premises covered by the application, and the purpose for which the application was made. The Planning and Zoning Coordinator shall also, by mail, send notice of hearing to all owners of property within three hundred fifty (350) feet of the parcel included in the request.

5. The applicant or a representative thereof shall appear before the Planning Commission in order to answer questions concerning the proposed variance request.

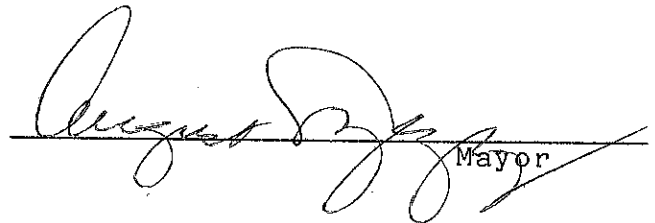
6. The Planning Commission shall have the authority to request additional information from the applicant concerning the variance or to retain expert testimony with the consent and at the expense of the applicant concerning said variance where said information is declared necessary to insure preservation of health, safety and general welfare.

7. The Planning Commission shall make a finding of fact on which to base their decision relating to the request as it deems necessary to carry out the intent and purpose of this Chapter.


Section 2. Crosslake City Code Chapter 1 entitled "General Provisions and Definitions Applicable to the Entire City Code Including Penalty for Violation" and Sec. 8.99 entitled "Violation a Misdemeanor" are hereby adopted in their entirety, by reference, as though repeated verbatim herein.

Section 3. Effective Date. This ordinance shall be in full force and effect from and after its execution and publication.

Passed by the City Council of Crosslake on this 13<sup>th</sup> day of May, 1985.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

Published in the Country Echo on May 23, 1985.

ORDINANCE NO. 6, THIRD SERIES

AN ORDINANCE OF THE CITY OF CROSSLAKE, MINNESOTA, AMENDING CITY CODE CHAPTER 8 ENTITLED "LAND USE REGULATIONS (ZONING)" BY CHANGING PROVISIONS RELATING TO DEFINITIONS, ARCHITECTURAL REQUIREMENTS AND VARIANCES; BY ADDING PROVISIONS RELATING TO THE REQUIREMENT TO RECORD DOCUMENTS; BY REPEALING A PROVISION AS TO CONDITIONAL PERMITS; AND, BY ADOPTING BY REFERENCE, CITY CODE CHAPTER 1 AND SECTION 8.99 WHICH, AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS.

THE CITY COUNCIL FOR THE CITY OF CROSSLAKE ORDAINS:

Section 1. Crosslake City Code Sec. 8.70 entitled "Administration" is hereby amended by changing Subd. 3, to read:

Subd. 3. Variances. A variance from the literal provisions of this Chapter may be granted by the Planning Commission, serving as the Board of Adjustment, in instances where the strict enforcement of such provisions would cause undue hardship because of circumstances unique to the individual property under consideration only when it is demonstrated that such action will be in keeping with the spirit and intent of this Chapter.

A. The term "undue hardship" as used in this Subdivision means the following:

1. The property in question cannot be put to a reasonable use if used under conditions allowed by this Chapter.

2. The Plight of the owner of the property in question is due to circumstances unique to his property and not created by him.

3. If the variance is granted, it will not alter the essential character of the locality.

4. The term also includes, but is not limited to, inadequate access to direct sunlight for solar energy systems.

B. Economic considerations alone will not constitute an undue hardship if reasonable use for the property exists under the terms of this Chapter.

C. Variances shall be granted for earth sheltered construction as defined by statute, when in harmony with this Chapter.

D. A variance may not be granted for any use that is not permitted or conditional under this Chapter for property in the district where the affected land is located.

E. A variance may be granted for the temporary use of a one-family dwelling as a two-family dwelling.

F. A variance may be granted which imposes conditions to insure compliance and to protect adjacent properties.

G. No variance permitting the erection or alteration of a building shall be valid for a period longer than six (6) months unless construction is actually begun within that period, and is thereafter diligently pursued to completion.

Section 2. Crosslake City Code Sec. 8.35 entitled "(MH) Manufactured Home Park District" is hereby amended by changing Subd. 8, Subparagraph A, Item 9, to read:

9. "State Code" - The Manufactured Homes Building Code, presently Minnesota Statutes, SS 327.31-327.35.

Section 3. Crosslake City Code Sec. 8.40 entitled "(C-1) Commercial District" is hereby amended by adding a Subdivision to read:

Subd. 7. Any structure designed to be used as a dwelling shall be placed on a foundation constructed of masonry, concrete or treated wood.

Section 4. Crosslake City Code Chapter 8 is hereby amended by adding a Section to read:

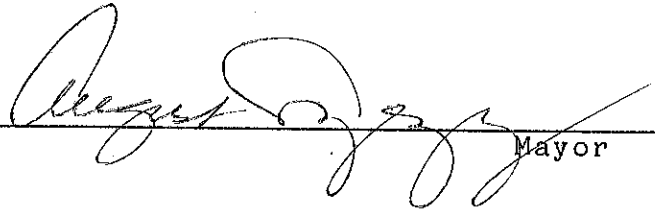
SEC. 8.71 FILING OF DOCUMENTS. A certified copy of every amendment, resolution, map, regulation, variance and conditional use permit shall be filed for record with the County Recorder or Registrar of Titles. Legal descriptions shall be included.

Section 5. Crosslake City Code Sec. 8.70 entitled "Administration" is hereby amended by repealing Item 15 of Subparagraph E, Of Subd. 4, entitled "Conditional Uses" as to requirement of a zoning permit.

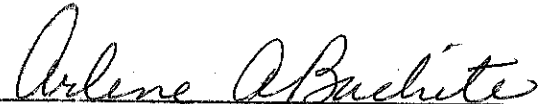
Section 6. Crosslake City Code Chapter 1 entitled "General Provisions and Definitions Applicable to the Entire City Code Including Penalty for Violation" and Sec. 8.99 entitled "Violation a Misdemeanor" are hereby adopted in their entirety, by reference, as though repeated verbatim herein.

Section 7. Effective Date. This ordinance shall be in full force and effect from and after its execution and publication.

Passed by the City Council of Crosslake on this 13<sup>th</sup> day of May, 1985.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

Published in the Country Echo on May 23, 1985.

*City of Crosslake*  
ROUTE 1, BOX 1  
CROW WING COUNTY  
CROSSLAKE, MINNESOTA 56442

RESOLUTION


COMMERCIAL ZONING PERMITS

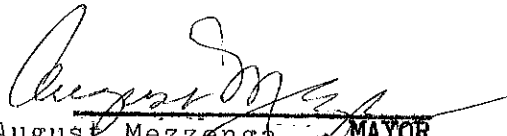
WHEREAS, the City of Crosslake, does hereby resolve to direct the Planning and Zoning Coordinator to issue Commercial Zoning Permits if all of the required criteria are met.

BE IT RESOLVED, that the City Council of the City of Crosslake, Minnesota go on record to direct the Planning and Zoning Coordinator to issue Commercial Zoning Permits if all of the required criteria are met at the Council Session of May 13, 1985.

COUNCIL VOTING IN FAVOR:           4 AYE

COUNCIL VOTING AGAINST:           0 NAY

  
Arlene Buchite, CLERK TREASURER

  
August Mezzenga, MAYOR

MOTION No. 5R-15-85



Mezzenga directed Mr. Kocon to call a meeting with the old Commission members as well as the new Commission members and elect a new Chairman because the Ordinance states a new Chairman must be appointed each year. MOTION NO. 5R-17-85 WAS MADE BY COUNCILMAN DOUGLAS AND SECONDED BY COUNCIL NELSON TO ABOLISH THE AUTHORITY OF THE APRIL 23, 1985 ROAD COMMISSION MEETING AND DIRECT MR. KOCON TO CALL A MEETING. MOTION PASSED UNANIMOUSLY.

None of the other Road Commission Agenda Items were discussed.

VI. I. Telephone

The Telephone Commission policies will be rewritten and brought back to the Council next month.

Telephone Company Manager Tony Mayer said that after looking over the bids received for a new company truck, the truck from Pine Motors was the one selected by the Commission because it has dual wheels and a locking differential. The bids submitted were:

Mills Motor Inc.	\$13,099.40
GMC Truck & Coach, Mpls.	13,055.00
Dondelinger Chevrolet and Cadillac, Inc.	13,355.00
Pine Motor Co.	13,577.00

MOTION NO. 5R-18-85 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN DOUGLAS TO ACCEPT THE BID FROM PINE MOTOR CO. FOR \$13,577. MOTION PASSED UNANIMOUSLY.

VII. A. Citizens Advisory

No report.

VII. B. Police

Three bids were submitted to purchase the 1981 Chevrolet Police car. The bids were:

Kurt Anderson	\$200.00
Jim Couch	276.00
John Peters	905.00

MOTION NO. 5R-19-85 WAS MADE BY COUNCILMAN NELSON AND SECONDED BY COUNCILMAN DOUGLAS TO ACCEPT THE BID OF \$905 FROM JOHN PETERS AND TO HAVE MR. PETERS SIGN A STATEMENT THAT HE BOUGHT THE CAR AS IS. MOTION PASSED UNANIMOUSLY.

VIII. Old Business

A letter from Jack Stone requesting reconsideration for a 3.2 beer license was discussed briefly. The Ordinance states no initial beer license shall be granted to an establishment within 500 feet of any Church structure and the Council will adhere to that Ordinance.

IX. Public Forum

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Nothing

X. Adjourn

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MOTION NO. 5R-20-85 WAS MADE BY COUNCILMAN DOUGLAS AND SECONDED BY COUNCILMAN NELSON TO ADJOURN THIS REGULAR COUNCIL SESSION AT 11:15 p.m. MOTION PASSED UNANIMOUSLY.

Recorded and transcribed by:

*Arlene A. Buchite*

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Arlene A. Buchite, City Clerk